

**KMKS - FM**  
***Texas Hot Country 102.5***

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JUN 10 2003

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June 9, 2002

Secretary  
Federal Communications Commission  
Audio Division, Mass Media Bureau  
9300 East Hampton Drive  
Capitol Heights, MD 20743

Re: Opposition of Sandlin Broadcasting Company, Inc. to  
Garwood Broadcastings Company of Texas "Motion for  
Leave to file Supplement to Petition for Reconsideration"  
and "Supplement to Petition for Reconsideration", MB  
Docket No MM Docket No 99-331, RM-9848,  
Madisonville, and College Station, Texas.

Dear Secretary:

Transmitted herewith is an original and four (4) copies of the above-captioned  
Opposition of Sandlin Broadcasting Company, Inc. in the above referenced docket.

Should any additional information be required, please contact me at 979-244-4242  
or [kay@kmks.com](mailto:kay@kmks.com).

Respectfully Submitted.

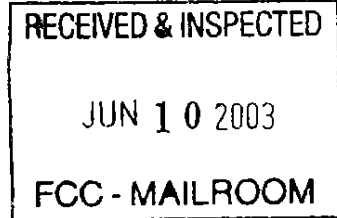
*Margaret K Sandlin*

Margaret K. Sandlin  
President, Sandlin Broadcasting Co., Inc.

*Hand Carried*  
DATE

*07/4*

Before The  
**FEDERAL COMMUNICATIONS**  
**COMMISSION**  
Washington, D.C.



In the Matter of	)	MM Docket No. 99-331
	)	RM-9848
Amendment of Section 73.202(b)	)	
Table of Allotments	)	
FM Broadcast Stations	)	
(Madisonville, and	)	
College Station, Texas)	)	

To: Chief, Audio Division  
Media Bureau

**Opposition To Motion For Leave to File Supplement to Petition for Reconsideration**  
**and Supplement to Petition for Reconsideration.**

On January 15, 2003 the Commission issued its Report and Order (DA 03-144), released on January 21, 2003 dismissing and terminating MM Docket No. 99-331. February 11, 2003 Sandlin Broadcasting Co., Inc.(Sandlin) filed a Minor Change, BPH-20030206ACK to increase power to C1. February 20, 2003 Garwood Broadcasting Company of Texas "Garwood" filed a Petition for Reconsideration of the dismissed Counterproposal MM 99-331. March 19, 2003 Sandlin filed its Opposition to Garwood's Petition for Reconsideration and April 7 2003 Garwood filed its Reply to Sandlin's Opposition to Petition for Reconsideration.

This should have completed the pleading cycle. Unfortunately Garwood would like to continue its pleading. Garwood now determined to say more and proceeded to file its

Supplement to Petition for Reconsideration (Supplement)'' along with an accompanying Motion for Leave to file Supplement to Petition for Reconsideration (Motion), fifty-five days after its last April 7 2003 "Reply". Sandlin's Opposition is directed to Garwood's Supplemental pleading.

Garwoods's Motion and Supplement to Petition for Reconsideration is Devoid of Substance and arguments unrelated to Garwood's Petition for Reconsideration in MM 99-331 and should be denied. The pleading cycle has passed. A Notice of Proposed Rulemaking (Notice), DA 03-1534 released May 8, 2003 by the Audio Division, thirty-one days after Garwood's April 7, 2003 last Reply, is the bases of Garwood's Supplement and Motion. DA 03-1534 is totally irrelevant to Garwood's Petition for Reconsideration.

In DA 03-1534 the Audio Division, on its own motion, proposes the substitution of Channel 248C2 for Channel 248C1 at Archer City, Texas. In comparing Garwood's Petition for Reconsideration with Notice DA 03-1534,

- a. The commission is not seeking to allot a short spaced FM at the KRZB transmitter site, where the allotment is required to be made,
- b. it did not propose a channel substitution to an existing service, which is invasive and disruptive.
- c. it did not propose **removal** of the only full time aural service to a community,
- d. *nor reduction of existing service in two other communities as Garwood proposed in its Petition for Reconsideration. In fact, the Commission's Proposal in 03-1534 can not be compared at all with the Garwood's*

Petition for Reconsideration of MM 99-331. There is no new information in DA 03-1534 to warrant any additional consideration of Garwood's request at all.

The Garwood Motion for Leave to File Supplement To Petition for Reconsideration has no basis or merit and should be dismissed or denied, and the Garwood Supplement To Petition for Reconsideration that accompanied that Motion, if considered at all, is similarly without merit and should likewise be dismissed or denied.

I verify that the above statement is true and correct to the best of my knowledge and beliefs and is submitted in good faith.

Respectfully submitted,

By Margaret K. Sandlin  
Margaret K. Sandlin, President  
Sandlin Broadcasting Co., Inc.  
P.O. Box 789  
Bay City, TX 77404-0789  
Ph. 979-244-4242. FAX 979-245-0107. email [kay@kmks.com](mailto:kay@kmks.com)

JUNE 9, 2003

CERTIFICATE OF SERVICE

I, Margaret K. Sandlin, do hereby certify that copies of the foregoing Opposition To Motion For Leave to file Supplement to Petition for Reconsideration and Supplement to Petition for Reconsideration this 9<sup>th</sup>. Day of June 2003, upon the following:

*Sent by Federal Express Courier To:*

Secretary, Allocations Branch  
Policy and Rules Division, Mass Media Bureau  
Federal Communications Commission  
9300 East Hampton Dr.  
Capitol Heights, MD 20743-3847

*Sent by U.S.Postal Service Prepaid To:*

Robert J. Buenzle  
11710 Plaza America Drive  
Suite 2000  
Reston, VA 20190  
Counsel For Garwood Broadcasting Company of Texas  
and Fort Bend Broadcasting Co., Inc.

  
Margaret K. Sandlin